

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

CANDICE FACON and BENJAMIN KASHVILI, on behalf of themselves individually and on behalf of all others similarly situated,  Plaintiffs,  v.  M&D CAPITAL PREMIER BILLING LLC,  Defendant.	<b>CASE NO. 1:24-cv-02374-NRM-VMS</b>
--	---------------------------------------

**PLAINTIFFS' VOLUNTARY NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs Candice Facon and Benjamin Kashvili, hereby give notice that their claims in this action against Defendant M&D Capital Premier Billing LLC, are voluntarily dismissed without prejudice.

Date: May 15, 2024

Respectfully submitted,

By: /s/ James J. Bilsborrow

James J. Bilsborrow  
WEITZ & LUXENBERG, PC  
700 Broadway  
New York, New York 10003  
Tel: 212-558-5500  
jbilsborrow@weitzlux.com

Samuel J. Strauss  
Raina C. Borrelli  
STRAUSS BORRELLI PLLC  
980 N. Michigan Avenue, Suite 1610  
Chicago, Illinois 60611  
Tel: 872-263-1100  
sam@straussborrelli.com  
raina@straussborrelli.com

*Attorneys for Plaintiff and the Proposed Class*

**CERTIFICATE OF SERVICE**

I, James Bilsborrow, hereby certify that on May 15, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system.

DATED this 15th day of May, 2024.

By: James Bilsborrow